

MAR 15 2005

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TO

Name: Examiner Jon Epperson
Firm: U.S.P.T.O. Art Unit 1639
Fax No.: 571.273.8300
Phone No.: 571.272.0808
Date: March 15, 2005
Subject: U.S. Pat. App. No. 09/077,194

FROM

Name: Jeremy M. Stipkala
Phone No.: 202.408.4331
Fax # Verified by: P. Hervey
MD1024
Pages (incl. this) 37
Our File No. 3804.1596-00

Confirmation Copy to Follow: No.


Message:

Dear Examiner Epperson:

Thank you for our pleasant conversation of earlier today. For your convenience, we are sending to you a copy of the Request for RCE and Preliminary Amendment and other documents that we filed on February 22, 2005, including a copy of the date-stamped postcard indicating receipt of those items by the PTO.

Please consider our Preliminary Amendment, and kindly withdraw the pending restriction requirement dated March 2, 2005, as moot. If you have any questions, please feel free to call me at the number above.

Sincerely,



Jeremy M. Stipkala
Reg. No. 44,359

If there is a problem with this transmission, notify fax room at (202) 408-4174 or the sender at the number above.

This facsimile is intended only for the individual to whom it is addressed and may contain information that is privileged, confidential, or exempt from disclosure under applicable law. If you have received this facsimile in error, please notify the sender immediately by telephone (collect), and return the original message by first-class mail to the above address.

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(PE-)24

PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In re Application of: Manfred BOHN et al.

Application No.: 09/077,194

Group Art Unit: 1614

Filed: May 26, 1998

Examiner: V. Kim

For: USE OF 1-HYDROXY-2-PYRIDONES FOR THE TREATMENT OF SEBORRHEIC
DERMATITIS

-
1. Request for Continued Examination (RCE) Transmittal (1 page)
 2. Preliminary Amendment Accompanying RCE (30 pages)
 3. Declaration of Steve Bradford (2 pages)
 4. 12-Month Rolling Prescription Report (1 page)
 5. Check in the amount of \$790.00 for RCE Filing Fee

Dated: February 22, 2005

Docket No.: 03804.1596-00

CPE:JMS:pah - Mail Drop 1024



(Due Date: 02/22/05)

DHT
2-22-05
m

FINNEGAN, HENDERSON, FARABOW
GARRETT & DUNNER, L.L.P.

1300 I Street, N.W.
Washington, D.C. 20005-3315

CREDIT BANK N.A.
WASHINGTON, D.C. 20005

PTO
ACCOUNT

096402

15-52
540

CHECK NO.

DATE

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02/22/05 *****790.00

PAY SEVEN HUNDRED NINETY AND 00/100 DOLLARS

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COMMISSIONER OF PATENTS AND TRADEMARKS

Christopher P. Foley

VOID AFTER 180 DAYS

⑈000000000000⑈ ⑈000000000000⑈ ⑈000000000000⑈

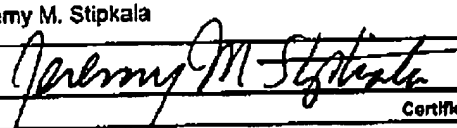
FINNEGAN, HENDERSON, FARABOW
GARRETT & DUNNER, L.L.P.

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECKS IS IN PAYMENT OF ITEMS DESCRIBED BELOW.
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

096402

VENDOR I.D.#/GL#	INVOICE DATE	INVOICE #	INVOICE AMOUNT
03804 1596-00000	02/22/05	49707	790.00
P Hervey p/u			790.00

MAR 1 5 2005

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL	Application Number: 09/077,194	Confirmation Number: 5713
	Filing Date: May 26, 1998	
	First Named Inventor: Manfred BOHN	
	Group Art Unit: 1614	
	Examiner: V. Kim	
	Attorney Docket Number: 3804.1596-00	
Attorney Customer Number: 22,852		
<p>This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.</p> <p>Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.</p>		
<p>1. Submission required under 37 C.F.R. § 1.114: <u>Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise.</u> If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.</p> <p>a. <input type="checkbox"/> Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.</p> <p style="margin-left: 20px;">i. <input type="checkbox"/> Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] _____.</p> <p style="margin-left: 20px;">ii. <input type="checkbox"/> Other _____</p> <p>b. <input checked="" type="checkbox"/> Enclosed:</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p style="margin-left: 20px;">i. <input checked="" type="checkbox"/> Preliminary Amendment Accompanying RCE</p> <p style="margin-left: 20px;">ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)</p> </div> <div style="width: 45%;"> <p style="margin-left: 20px;">iii. <input type="checkbox"/> Information Disclosure Statement</p> <p style="margin-left: 20px;">iv. <input type="checkbox"/> Other _____</p> </div> </div>		
<p>2. Miscellaneous</p> <p>a. <input type="checkbox"/> Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)</p> <p>b. <input type="checkbox"/> Other _____</p>		
<p>3. Fees</p> <p>a. <input checked="" type="checkbox"/> The filing fee is calculated as follows:</p> <div style="margin-left: 20px;"> <p>i. <input checked="" type="checkbox"/> \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)</p> <p>ii. <input type="checkbox"/> Petition for extension of time for ([number] Months) \$[Fee]</p> <p>iii. <input type="checkbox"/> Other _____</p> </div> <p>b. <input checked="" type="checkbox"/> Check in the amount of \$790.00 enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0918.</p>		
Signature of Applicant, Attorney, or Agent Required		
Name: Jeremy M. Stipkala	Reg. No.: 44,359	
Signature: 	Date: February 22, 2005	
Certificate of Mailing or Transmission		
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA, 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]		
Name: (Text)		
Signature:	Date:	